

# TEXAS TRANSPORTATION COMMISSION

Various Counties

## MINUTE ORDER

Page 1 of 1

Various Districts

Transportation Code, §201.206, authorizes the Texas Department of Transportation (department) to accept a donation in any form, including realty, personalty, money, materials, and services, for the purpose of carrying out its functions and duties. Government Code, Chapter 575, requires the governing board of a state agency to acknowledge the acceptance of a donation valued at \$500 or more by majority vote at an open meeting, not later than the 90th day after the date the donation is accepted. It also prohibits a state agency from accepting a donation from a person who is a party to a contested case before the agency until the 30th day after the date the decision in the case becomes final.

The Texas Transportation Commission (commission) has adopted 43 TAC §§1.500-1.506, which relate to the department's acceptance of donations. Section 1.503 authorizes the executive director to approve acceptance of donations to the department and requires that donations valued at \$500 or more must be acknowledged by order of the commission not later than the 90th day after the date the donation is accepted by the department. It further prohibits acceptance of a gift or donation when the donor is subject to department regulation or oversight or when the donor is interested in or likely to become interested in any contract, purchase, payment, or claim with or against the department, except as provided by that section. It also provides that the executive director may approve the acceptance of a donation, notwithstanding the foregoing proscriptions in the rules, if the executive director determines that acceptance would provide a significant public benefit and would not influence or reasonably appear to influence the department in the performance of its duties.

Transportation Code, §223.049 authorizes the department to contract with an owner of land adjacent to a highway that is part of the state highway system to construct an improvement on the highway right of way that is directly related to improving access to or from the owner's land. Exhibit A lists donations resulting from a contract executed by the department under Transportation Code, §223.049 and other donations accepted under Transportation Code, §201.206.

The commission established the Sponsorship Acknowledgement Program under 43 TAC Chapter 12, Subchapter K. The program, which is authorized by the Federal Highway Administration in FHWA Order 5610.1A, allows the department to place signs acknowledging donations made to the department to fund transportation related services. Exhibit B lists donations made to the department under the Sponsorship Acknowledgement Program.

The executive director has determined that the donations identified in the attached exhibits comply with the applicable provisions of 43 TAC §§1.500-1.506, 43 TAC §12.353, Government Code, Chapter 575 and Transportation Code, §201.206, §223.049 and §224.001, and has approved acceptance of those donations. All required donation agreements have been executed under 43 TAC §1.504 and §1.506, as applicable.

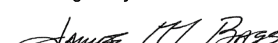
IT IS THEREFORE ORDERED by the commission that it acknowledges the acceptance of the donations identified in the attached Exhibits A and B.

Submitted and reviewed by:

DocuSigned by:  
  
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Director, Contract Services Division

Recommended by:

DocuSigned by:  
  
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Executive Director

115953 Feb. 25 2021

Minute	Date
Number	Passed

**EXHIBIT A**  
**DONATIONS**  
**February 25, 2021**

<b>NO.</b>	<b>DONOR</b>	<b>D/D/O</b>	<b>COUNTY</b>	<b>DESCRIPTION</b>	<b>DOLLAR AMOUNT</b>	<b>DATE APPROVED</b>
1.	Brookshire Brothers, Inc.	Bryan District	Brazos	The donor is donating the design and reconstruction of a left turn lane on FM 2347 into the donor's property located in College Station, Brazos County, Texas. All design and construction work will be provided by the donor, its consultant or its contractor. The estimated value of the donation is \$23,000.00, which includes payment for all state direct costs associated with the review, oversight, and inspection of the work that is on the state right of way.	\$23,000.00	12/22/2020
2.	Carson Estate Trust	Houston District	Harris	The donor is donating Plans, Specifications and Estimates (PS&E) and funds sufficient to cover the state's costs to review engineering, environmental, utility and right of way documents for a project to construct a northbound frontage road on SH 288, from north of Sims Bayou to Airport Blvd. in Harris County, Texas. The PS&E documents will be provided by the donor, its consultant or its contractor. The estimated value of the donation is \$140,000.00, which includes payment for all state direct costs associated with the review of the PS&E.	\$140,000.00	1/29/2021
3.	Century Communities, Inc.	San Antonio District	Guadalupe	The donor is donating the design and construction of a signalization at the intersection of SH 46 at Hiddenbrooke Pass, an existing public street, in Seguin, Guadalupe County, Texas. All design and construction work will be provided by the donor, its consultant or its contractor. The estimated value of the donation is \$250,000.00.	\$250,000.00	1/12/2021
4.	CHI St. Luke's Health Baylor College of Medicine Medical Center	Houston District	Harris	The donor is donating the design and construction of a right turn lane from westbound Old Spanish Trail into the donor's development in Houston, Harris County, Texas. All design and construction work will be provided by the donor, its consultant, or its contractor. The estimated value of the donation is \$460,000.00.	\$460,000.00	1/21/2021

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5.	Continental Homes of Texas, L.P.	San Antonio District	Bexar	The donor is donating the design and construction for the extension of an existing left turn lane on SH 16 located approximately one-half mile south of the SH 16 and Watson Road intersection in San Antonio, Bexar County, Texas. The purpose of extending the existing left turn lane is to provide a safer left turn into the Preserve at Medina. All design and construction work will be provided by the donor, its consultant, or its contractor. The estimated value of the donation is \$30,000.00, which includes payment for all state direct costs associated with the review, oversight, and inspection of the work that is on the state right of way.	\$30,000.00	1/28/2021
6.	Cypress 856, Ltd.	Houston District	Harris	The donor is donating the design and construction of a right turn lane at Settlers Village Drive north of FM 529 into the donor's development and a traffic signal modification at FM 529 and Settlers Village Drive in Cypress, Harris County, Texas. All design and construction work will be provided by the donor, its consultant, or its contractor. The estimated value of the donation is \$200,000.00.	\$200,000.00	1/26/2021
7.	Fikes Wholesale, Inc.	Lubbock District	Garza	The donor is donating the design, construction and construction engineering inspections (CEI) of highway improvements to include, but not limited to, widening shoulders, reconstructing a median crossover and a street approach, extending a culvert and installing riprap along US 84 in Post, Garza County, Texas. All design, construction, and CEI work will be provided by the donor, its consultant or its contractor. The Donor will be responsible for the acceptable design of highway improvements, roadway construction, construction materials, and CEI for both material testing and construction inspection. The estimated value of the donation is \$180,000.00.	\$180,000.00	2/02/2021

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8.	Formosa Plastics Corporation, Texas	Yoakum District	Jackson	The donor is donating an amount sufficient to cover the state's cost to design and construct a left turn lane, deceleration and acceleration lane, and signal on FM 1593 at the parking lot driveway of the donor's development 2.5 miles north of Point Comfort in Jackson County, Texas. All design and construction work will be provided by the state. The estimated value of the donation is \$1,100,000.00.	\$1,100,000.00	1/28/2021
9.	Georgia-Pacific Gypsum LLC	Abilene District	Nolan	The donor is donating an amount sufficient to cover the state's cost to reconstruct FM 1856 from the IH 20 south frontage road to 0.75 miles south in Nolan County, Texas. The roadway profile grade will be lowered 10 feet in order for the roadway to meet the design requirements to accommodate a railroad spur crossing on FM 1856 the donor will be constructing. All design and construction work will be provided by the state. The state will include the construction work as part of the current TxDOT project CSJ: 0488-01-017. The estimated value of the donation is \$1,700,000.00.	\$1,700,000.00	1/23/2021
10.	Greenview Development 973, L.P.	Austin District	Travis	The donor is donating the design and construction of roadway improvements at the intersections of FM 973 at US 290, FM 973 at Ring Rd, and FM 973 at Old Hwy 20/ Loop 212 to include; 1) the addition of northbound and southbound left turn lanes at the intersection of FM 973 at US 290; 2) traffic signal modifications and pedestrian crosswalk at US 290; 3) traffic signal installation, restriping, and pedestrian crosswalk at Ring Rd; 4) and to include the addition of southbound right turn lane and pedestrian crosswalk at Old Hwy 20/ Loop 212. Modifications include pavement widening, striping, signage and drainage improvements in Manor, Travis County, Texas. All design and construction work will be provided by the donor, its consultant or its contractor. The estimated value of the donation is \$540,000.00, which includes payment for all state direct costs associated with the review, oversight, and inspection of the work that is on the state right of way.	\$540,000.00	12/18/2020

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11.	IDV-BP South Belt, LLC	Houston District	Harris	The donor is donating the design and construction of traffic signals and pavement markings on S. Sam Houston Parkway E (Beltway 8) at Cottingham Street in Harris County, Texas. All design and construction work will be provided by the donor, its consultant, or its contractor. The estimated value of the donation is \$400,000.00.	\$400,000.00	12/18/2020
12.	JSCTPRF V Centerpoint Ph I, LLC	San Antonio District	Bexar	The donor is donating the design and construction of left turn lane extension along SH 13 (WW White Rd) at Seale Rd. in San Antonio, Bexar County, Texas. All design and construction work will be provided by the donor, its consultant, or its contractor. The estimated value of the donation is \$70,000.00, which includes payment for all state direct costs associated with the review, oversight, and inspection of the work that is on the state right of way.	\$70,000.00	1/29/2021
13.	JW Cedar Creek I Ltd.	Austin District	Bastrop	The donor is donating the design and construction of a left turn deceleration lane on SH 71 from 1.15 miles east of Travis/Bastrop County line to 1.35 miles east of Travis/Bastrop County line in Cedar Creek, Bastrop County, Texas. All design and construction work will be provided by the donor, its consultant or its contractor. The estimated value of the donation is \$330,000.00, which includes payment for all state direct costs associated with the review, oversight, and inspection of the work that is on the state right of way.	\$330,000.00	1/15/2021
14.	KaLyn Laney	Maintenance Division	Hale	The donor is donating funds sufficient to reconstruct the Hale Safety Rest Area monument signs at the Hale Safety Rest Area on IH 27 in Abernathy, Hale County, Texas. The reconstruction consists of repairing the concrete backer board and installing new letters to change the name to Nelda Laney Safety Rest Area Hale County. All design and construction will be provided by the state. The estimated value of the donation is \$24,000.00.	\$24,000.00	12/31/2020

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15.	KB Home Lone Star Inc.	San Antonio District	Bexar	The donor is donating the design and construction of traffic signal improvements to include restriping at FM 1560 and Sawyer Valley in Bexar County, Texas. All design and construction work will be provided by the donor, its consultant or its contractor. The estimated value of the donation is \$180,000.00.	\$180,000.00	1/13/2021
16.	Lennar Homes of Texas Land and Construction, Ltd.	Austin District	Bastrop	The donor is donating a fixed sum of \$37,375.00 towards the state's cost to design and construct a traffic signal on SH 304 and Hunters Point Drive from 0.15 miles south of Hunters Point Drive to 0.15 miles north of Hunters Point Drive in Bastrop County, Texas. All design and construction will be provided by the state. This project will be part of a current TXDOT project under CSJ #0914-00-411.	\$37,375.00	1/22/2021
17.	Masonwood HP, Ltd, a Texas limited partnership	Austin District	Travis	The donor is donating the design and funds sufficient to cover the state's cost to construct a deceleration lane, left turn lane and traffic signal at the intersection of RM 3238 and Martinet Drive, a new road to Provence subdivision, in Travis County, Texas. The design will be provided by the donor, its consultant or its contractor. The construction will be done by state, project 0683-04-022. The estimated value of the donation is \$270,000.00.	\$270,000.00	12/18/2020
18.	Mosaic Land Development, LLC	San Antonio District	Bexar	The donor is donating the design and construction of left turn lane, right turn lane and signalization on FM 1957 approximately 0.40 miles west of SH 211 in Bexar County, Texas. All design and construction will be provided by the donors, its consultant or its contractor. The estimated value of the donation is \$490,000.00.	\$490,000.00	1/26/2021

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19.	PEGA Development, LLC	Amarillo District	Randall	The donor is donating funds sufficient to cover the state's cost to construct a cross-culvert and associated elements on SL 335 at the Heritage Hills neighborhood in Amarillo, Randall County, Texas. This cross-culvert will allow drainage from adjacent development to discharge across the state highway right of way. All design and construction work will be provided by the state. The state will include the construction work as part of the current expansion of SL 335. All construction will occur within the existing state right of way and/or state drainage easement. The estimated value of the donation is \$870,000.00.	\$870,000.00	1/09/2021
20.	Pulte Home of Texas, L.P.	Austin District	Williamson	The donor is donating the design and construction of road widening for an eastbound right turn deceleration lane and a westbound left turn deceleration lane on RM 2243 in Leander, Williamson County, Texas. All design and construction work will be provided by the donor, its consultant or its contractor. The estimated value of the donation is \$570,000.00, which includes payment for all state direct costs associated with the review, oversight, and inspection of the work that is on the state right of way.	\$570,000.00	12/31/2020
21.	Roserock Holdings, LLC	Laredo District	Webb	The donor is donating the design and construction of one traffic signal on FM 1472 at Pinnacle in Laredo, Webb County, Texas. All design and construction will be provided by the donor, its consultant or its contractors. The estimated value of the donation is \$240,000.00.	\$240,000.00	1/21/2021
22.	SAN Partners, LLC	Austin District	Bastrop	The donor is donating the design and construction of a right turn lane and center turn lane on SH 21 from 0.15 miles east of US 290 on SH 21 to 0.5 miles east of US 290 on SH 21 in Bastrop County, Texas. All design and construction will be provided by the donor, its consultant or its contractor. The estimated value of the donation is \$400,000.00, which includes payment for all state direct costs associated with the review, oversight, and inspection of the work that is on the state right of way.	\$400,000.00	1/13/2021

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23.	Starlight Homes of Texas, L.L.C.	Austin District	Hays	The donor is donating the design and construction of left turn and deceleration lane on SH 21 at Hollis Court in San Marcos, Hays County, Texas. All design and construction work will be provided by the donor, its consultant or its contractor. The estimated value of the donation is \$220,000.00, which includes payment for all state direct costs associated with the review, oversight, and inspection of the work that is on the state right of way.	\$220,000.00	12/31/2020
24.	TC Waco Development Associates, LLC	Waco District	McLennan	The donor is donating the design and construction of a dedicated right turn lane into the donor's property on FM 3476 (Bagby Avenue) at Corporation Parkway intersection in Waco, McLennan County, Texas. The work will include adjusting payment markings, roadway signage, and traffic signal improvements. All design and construction work will be provided by the donor, its consultant or its contractor. The estimated value of the donation is \$320,000.00.	\$320,000.00	1/07/2021
25.	TC Waco Development Associates, LLC	Waco District	McLennan	The donor is donating funds sufficient to cover the state's cost to construct highway improvements at LP 340/SH 6 eastbound frontage road and Loop 340/Exchange Parkway to include adjusting pavement markings and roadway signage; and improvements at LP 340/SH 6 eastbound frontage road and Bagby Ave./FM 3476 to include striping, signage, and traffic signal improvements in Waco, McLennan County, Texas. All construction work will be provided by the state. The state will include the construction work as part of an existing Routine Maintenance Contract. The estimated value of the donation is \$520,000.00.	\$520,000.00	1/28/2021



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26.	West Bastrop Village, Ltd.	Austin District	Bastrop	The donor is donating the design and construction of intersection illumination with infrastructure to allow for conversion to traffic signal on FM 20 from 0.4 miles south of SH 71 on FM 20 to 0.7 miles south of SH 71 on FM 20 in Bastrop County, Texas. All design and construction work will be provided by the donor, its consultant or its contractor. The estimated value of the donation is \$200,000.00, which includes payment for all state direct costs associated with the review, oversight, and inspection of the work that is on the state right of way.	\$200,000.00	1/28/2021

**EXHIBIT B**  
**DONATIONS**  
**February 25, 2021**

<b>NO.</b>	<b>DONOR</b>	<b>D/D/O</b>	<b>COUNTY</b>	<b>DESCRIPTION</b>
<b>1</b>	Benton Enterprises, Inc	Austin	Hays	The donor is donating \$1,440.00 under the Sponsor a Highway Program for a period of 2 years. This is a new contract on an existing sign location.
<b>2</b>	Elephant Insurance Services, LLC	Austin	Travis	The donor is donating \$4,860.00 under the Sponsor a Highway Program for a period of 2 years. This is a renewal on three existing sign locations.
<b>3</b>	Escuela Hispanoamericana de Texas (EHAT)	Austin	Travis	The donor is donating \$1,620.00 under the Sponsor a Highway Program for a period of 2 years. This is a renewal on an existing sign location.
<b>4</b>	Elephant Insurance Services, LLC	Austin	Williamson	The donor is donating \$4,860.00 under the Sponsor a Highway Program for a period of 2 years. This is a renewal on three existing sign locations.
<b>5</b>	Adventure Forest LLC dba Go Ape	Dallas	Collin	The donor is donating 1 mile of litter pick up per month for 2 years under the Sponsor A Highway Program
<b>6</b>	Total Men's Primary Care	Dallas	Collin	The donor is donating 1 mile of litter pick up per month for 2 years under the Sponsor A Highway Program
<b>7</b>	State Fair of Texas	Dallas	Dallas	The donor is donating 1 mile of litter pick up per month for 2 years under the Sponsor A Highway Program
<b>8</b>	Total Men's Primary Care	Dallas	Dallas	The donor is donating 1 mile of litter pick up per month for 2 years under the Sponsor A Highway Program
<b>9</b>	Methodist Hospitals of Dallas - DBA Methodist Midlothian Medical Center	Dallas	Ellis	The donor is donating 2 miles of litter pick up per month for 2 years under the Sponsor A Highway Program
<b>10</b>	Weatherford CE LLC Chicken Express	Fort Worth	Parker	The donor is donating 1 mile of litter pick up per month for 2 years under the Sponsor A Highway Program

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<b>11</b>	Best Western Plus Lake Worth Inn & Suites	Fort Worth	Tarrant	The donor is donating 2 miles of litter pick up per month for 2 years under the Sponsor A Highway Program
<b>12</b>	FW River Plaza LP	Fort Worth	Tarrant	The donor is donating 1 mile of litter pick up per month for 2 years under the Sponsor A Highway Program
<b>13</b>	Law Firm of Roger "Rocky" Walton, P.C.	Fort Worth	Tarrant	The donor is donating 1 mile of litter pick up per month for 2 years under the Sponsor A Highway Program
<b>14</b>	Tripoli LLC	Fort Worth	Tarrant	The donor is donating 1 mile of litter pick up per month for 2 years under the Sponsor A Highway Program
<b>15</b>	Mulligan's Golf Center, LLC	Houston	Brazoria	The donor is donating 1 mile of litter pick up per month for 2 years under the Sponsor A Highway Program
<b>16</b>	Maggiano's Holding Corporation dba Maggiano's Little Italy	Houston	Galveston	The donor is donating 1 mile of litter pick up per month for 2 years under the Sponsor A Highway Program
<b>17</b>	Baytown Medical Center, LP dba Neighbors Emergency Center	Houston	Harris	The donor is donating 1 mile of litter pick up per month for 2 years under the Sponsor A Highway Program
<b>18</b>	Farah Law Group, PLLC	Houston	Harris	The donor is donating 4 miles of litter pick up per month for 2 years under the Sponsor A Highway Program
<b>19</b>	University of Houston-Clear lake	Houston	Harris	The donor is donating 1 mile of litter pick up per month for 2 years under the Sponsor A Highway Program
<b>20</b>	Horizon Merchant, Inc. dba Billy Bob's Beds	San Antonio	Bexar	The donor is donating 1 mile of litter pick up per month for 2 years under the Sponsor A Highway Program
<b>21</b>	Holdsworth & Nicholas, Inc. f.b.o. Texas MedClinic	San Antonio	Comal	The donor is donating 2 miles of litter pick up per month for 2 years under the Sponsor A Highway Program

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<b>22</b>	PAX Financial Group	San Antonio	Comal	The donor is donating 1 mile of litter pick up per month for 2 years under the Sponsor A Highway Program